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UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

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IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION

MDL NO. 1456 Civil Action No. 01-12257-PBS

Subcategory No. 03-10643-PBS

THIS DOCUMENT RELATES TO:

The City of New York, et al. v. Abbott Laboratories, Inc., et al.

Judge Patti B. Saris

[PROPOSED] ORDER OF DISMISSAL OF PLAINTIFFS' CLAIMS AGAINST DEFENDANT MEDIMMUNE, INC.

The Motion for Dismissal is hereby GRANTED. All Claims in this action against Defendant Medimmune, Inc. are dismissed with prejudice and without costs to any party.

IT IS SO ORDERED

Datad.

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The Honorable Patti B. Saris-

Judge